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FILED
DISTRICT COURT OF GUAM

MAY 25 2006

MARY L.M. MORAN
CLERK OF COURT

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF GUAM

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JUSTIN KEITH GUERRERO,

Defendant.

MAGISTRATE

CRIMINAL CASE NO. 05-00045

**MOTION TO VACATE
ORDER TO SHOW CAUSE
HEARING WHY PRETRIAL RELEASE
CONDITIONS SHOULD NOT
BE REVOKED**

The United States hereby moves this Honorable Court, in the interest of justice, for an order vacating the Show Cause Hearing Why Pretrial Release Conditions Should Not Be Revoked against JUSTIN KEITH GUERRERO. In light of the Order of May 24, 2006 denying the government's motion for reconsideration in the above-entitled action, the available evidence, witnesses, and investigative results will not be sufficient to proceed to trial against the defendant at this time, and the instant show cause hearing will be moot.

RESPECTFULLY submitted this 25th day of May 2006.

LEONARDO M. RAPADAS
United States Attorney
Districts of Guam and CNMI

By:

MARIVIC P. DAVID
Assistant U.S. Attorney